

**MINUTES OF LAYTON CITY
COUNCIL MEETING**

DECEMBER 5, 2013; 7:04 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

**MAYOR PRO TEM JORY FRANCIS, MICHAEL
BOUWHUIS, JOYCE BROWN, BARRY FLITTON
AND SCOTT FREITAG**

STAFF PRESENT:

**ALEX JENSEN, GARY CRANE, BILL WRIGHT,
TERRY COBURN, KEVIN WARD AND THIEDA
WELLMAN**

The meeting was held in the Council Chambers of the Layton City Center.

Mayor Pro Tem Francis opened the meeting. Boy Scout Wesley Norton with Troop 910 led the Pledge of Allegiance. Craig Anderson gave the invocation. Scouts from Troops 910, 480, 459 and 425 were welcomed. Students from Syracuse High School were recognized.

Mayor Pro Tem Francis expressed gratitude and love for Mayor Curtis. The Council expressed their love for Mayor Curtis. Staff members expressed their love for Mayor Curtis.

MUNICIPAL EVENT ANNOUNCEMENTS:

Councilmember Brown indicated that the Family Recreation Program was having their monthly activity on December 11th, from 6:00 p.m. to 8:00 p.m. She said there would be free hay rides through the Christmas lights, and there would be refreshments in the bowery. Councilmember Brown said there was a new attraction this year that was built by the Parks and Recreation Department.

CONSENT AGENDA:

**ON-PREMISE RESTAURANT LIQUOR LICENSE – SITARA INDIA LAYTON – 2672 NORTH
HILL FIELD ROAD, SUITE 1**

Bill Wright, Community and Economic Development Director, said this was a request for an on-premise liquor license for the Sitara India Restaurant located at 2672 North Hill Field Road. He said the restaurant met all buffer requirements and background checks had been approved by the Police Department. Bill said Staff recommended approval.

AMEND THE CONSOLIDATED FEE SCHEDULE – ORDINANCE 13-27

Alex Jensen, City Manager, said Ordinance 13-27 was an ordinance proposing to amend the Consolidated Fee Schedule. He said the City made an effort to list all of the administrative fees and charges that the City had into a single document, which made it easier for the citizens to have access to the fees.

Alex said four modifications or additions were being proposed to the existing Fee Schedule. He said the first change had to do with the cost associated with processing requests for public records. Alex said the State law referred to as GRAMA, which was the Government Records Access and Management Act, set the guidelines by which citizens made inquiries for public records, and what they could be charged to cover the administrative time of providing those records. He said since 1994 the fee charged by the City had been \$10 per hour. Alex said State law required that the first 15 minutes of any records research had to be provided free, which made sense. Alex said since 2010, there had been over a 200% increase in the number of records requests received by the City; many of those had become very voluminous. He said in order to insure that the City was covering its costs, it was being proposed that the fee be increased from \$10 per hour to \$30 per hour. Alex said State law required that the fee be no higher than the salary and benefits associated with the person providing that service. He said while the \$30 did not cover those costs in total, the City felt it more

fairly reflected the true costs and would hold the City, and thus the other taxpayers, harmless for those personal requests.

Alex said the second proposed change had to do with the fees associated with the private use of the City's amphitheater. He said those fees had been in place since the creation of the amphitheater, but they had never been put in the Consolidated Fee Schedule. Alex said the proposal was to add those fees to the Fee Schedule.

Alex said the third change had to do with water meter fees. He said recently federal law had changed and required that the brass fittings common in water systems have as minimal amount of lead as was possible. Alex said as a result of that, the suppliers had to modify the constitution of the products they provided and thus the pricing had changed. He said some of the fees associated with those fixtures had increased and some had actually decreased, and those were reflected in the proposed changes.

Alex said the last proposed change had to do with false alarm fees. He said in the past, when there were false alarms on a consistent basis, whether they were from businesses or residential uses, when there were more than two false alarms there was a charge. Alex said the purpose was to encourage people to correct problems in their alarm systems, rather than to continue to have false alarms that sent firemen and policemen to their homes or businesses, which cost a lot of money. He said there had been some confusion because the fees that the Police Department charged, which were the same as the Fire Department fees, had not been in the Consolidated Fee Schedule. Alex said the change this evening would have those fees reflected not only in the Fire Department area of the Schedule, but in the Police Department area as well. He said Staff recommended approval.

PIPELINE CROSSING AND ENCROACHMENT AGREEMENT BETWEEN LAYTON CITY AND UTAH TRANSIT AUTHORITY (UTA) FOR STORM DRAIN CROSSING AT THE KAYS CREEK TRAIL – RESOLUTION 13-59

Terry Coburn, Public Works Director, said Resolution 13-59 authorized the execution of an agreement with UTA to construct a 30 inch storm drain line incased in a 36 inch steel casing, which would cross the Kays Creek Trail. He said the current 36 inch pipe, which did not drain properly, discharged into Kays Creek east of the railroad culvert at a slope of less than .20 percent. Terry said the new pipe would outfall west of the culvert and enter the creek at an elevation two feet above the flow level of the creek, thereby allowing proper drainage and reducing backups. He said Staff recommended approval.

Councilmember Brown asked if this would disrupt the use of the trails during construction.

Terry said no; they would bore under the trail.

DAVIS COUNTY INTERLOCAL AUTOMATIC AID FIRE AGREEMENT – RESOLUTION 13-60

Kevin Ward, Fire Chief, said Resolution 13-60 authorized Layton City to participate in an interlocal automatic aid agreement for fire response throughout Davis County. He said currently, there was a mutual aid agreement between all the entities, which was drafted in 2006. Kevin said this automatic aid agreement would enhance the current aid agreement. He said the agreement allowed for a quicker, more efficient response of fire resources to all types of incidents within Davis County. Kevin said Staff recommended approval.

MOTION: Councilmember Freitag moved to approve the Consent Agenda as presented. Councilmember Flitton seconded the motion, which passed unanimously.

The meeting adjourned at 7:47 p.m.

Thieda Wellman, City Recorder